

3731

PTO/SB/21 (08-00)  
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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application	10/090,492	
	Filing Date	3/4/2002	
	First Named	Timothy A.M. Chuter	
	Group Art Unit	3731	
	Examiner Name	Michael H. Thaler	
Total Number of Pages in This Submission	4	Attorney Docket Number	ENDOV-55673

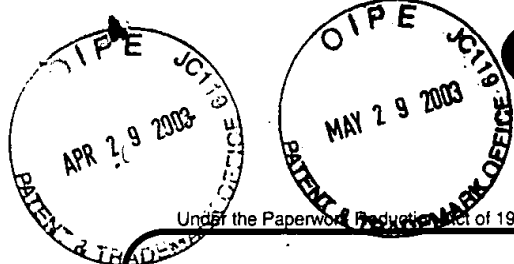
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Request to Rescind, Letter; Postcard</b>
Remarks		 <b>24201</b> PATENT TRADEMARK OFFICE

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	John V. Hanley FULWIDER PATTON LEE & UTECHT, LLP
Signature	
Date	5/23/2003

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Typed or printed name	John V. Hanley		
Signature		Date	5/23/2003

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PTO/SB/36 (10-01)

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**REQUEST TO RESCIND PREVIOUS  
NONPUBLICATION REQUEST  
35 U.S.C. 122(b)(2)(B)(ii)**

Application Number	10/090,492
Filing Date	3/4/2002
First Named Inventor	Timothy A.M. Chuter
Title	ENDOVASCULAR GRAFT DEVICE AND METHODS FOR ATTACHING COMPONENTS...
Atty Docket Number	ENDOV-55673
Group Art Unit	3731
Examiner	MICHAEL H. THALER

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

5/23/2003

Date

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Signature

John V. Hanley, #38,171

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) days after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is **not** filed within forty-five days (45) days after the date of filing of the foreign or international application.

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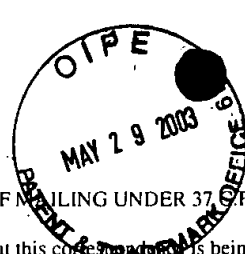
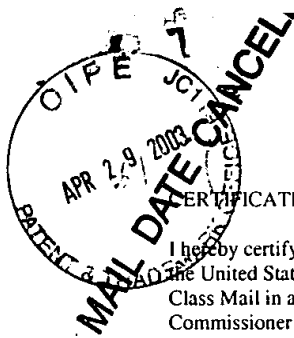
Name (Print/Type) John V. Hanley

Signature

Date

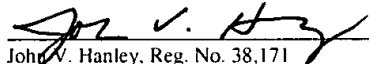
5/23/2003

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122 (b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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John V. Hanley, Reg. No. 38,171

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of  
  
Inventor: Timothy A.M. Chuter, et al.  
  
Serial No. 10/090,492  
  
Filed: March 4, 2002  
  
For: ENDOVASCULAR GRAFT DEVICE  
AND METHODS FOR ATTACHING  
COMPONENTS THEREOF

Examiner: Michael H. Thaler  
  
Group Art Unit: 3731  
  
Client ID/Matter No. ENDOV-55673

LETTER

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P.O. Box 1450  
Alexandria, VA 22313-1450

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Dear Sir:

The attached Request To Rescind Previous Nonpublication Request has been unintentionally filed more than 45 days after the February 24, 2003 date of filing a foreign application in respect of the above-referenced application. Upon reviewing files in respect of which foreign applications have been filed to ensure that the correct Request form had been filed, the undersigned noticed today that no Request To Rescind Previous Nonpublication Request has been filed in the present application. Accordingly, the

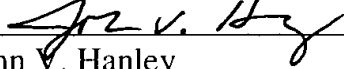
entire delay between the date the Request was due until noticing the failure to do so and the filing of an appropriate Request has been unintentional.

In view of the unintentional delay in filing the attached Request To Rescind Previous Nonpublication Request, it is believed that the present application will not be regarded as being abandoned under 35 U.S.C. 122(b)(B)(iii). Authorization is hereby provided to treat this letter as a declaration of the undersigned.

An indication regarding whether the present application has been deemed to be abandoned is nevertheless hereby requested so that a Petition to Revive can be filed in due course.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:   
John V. Hanley  
Registration No. 38,171

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